

Practitioner's Docket No. 17396/09156

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant of: Frank C. Kohn

Examiner: Alton N. Pryor

Application No.: 10/658,923

Group No.: 1616

Filed: September 9, 2003

Confirmation No.: 2292

For: Control Of Shoot/Foliar Feeding  
Pests With Pesticide Seed Treatments

Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that the attached correspondence, comprising of:

1. Fee Transmittal for FY 2007 (2 pages)
2. Response to Office Action Transmittal (2 pages – original and copy)
3. Petition And Fee For Extension Of Time (37 C.F.R. § 1.136(a)) (2 pages – original and copy)
4. Response to Office Action (12 pages)
5. Check in the amount of \$120.00 (government fee for one-month extension of time)
6. Return Receipt Postcard,

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

on June 11, 2007.

Mim Voet

Signature of person mailing paper



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The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
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6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.



Practitioner's Docket No. 17396/09156

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Frank C. Kohn                      Confirmation No.: 2292  
Application No.: 10/658,923                      Group No.: 1616  
Filed: 09/09/2003                      Examiner: Alton N. Pryor

For: Control of Shoot/Foliar Feeding Pests  
With Pesticide Seed Treatments

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**RESPONSE TO OFFICE ACTION TRANSMITTAL**

1. Transmitted herewith is a response to the Office Action mailed 02/22/2007 for this application.

**STATUS**

2. Applicant is other than a small entity.

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. § 1.8(a)**

■ with sufficient postage as first class mail.

**37 C.F.R. § 1.10\***

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**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Signature

Date: May 11, 2007

Mim Voet

\_\_\_\_\_  
(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee: \$120.00

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)		OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA		RATE		ADDIT. FEE	
TOTAL	37	-	37	=	0	x	\$ 50.00	=	\$	0.00
INDEP.	2	-	3	=	0	x	\$ 200.00	=	\$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$ 0.00	=	\$	0.00
							TOTAL ADDIT. FEE		\$	0.00

No additional fee for claims is required.

### FEE PAYMENT

5. Attached is a check in the sum of \$120.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized below.

A duplicate of this paper is attached.

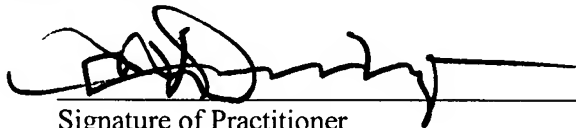
### FEE DEFICIENCY

6. If an additional extension and/or fee is required, charge Account No. 50-2548.

If a fee for claims is required, charge Account No. 50-2548.

Date: June 11, 2007

Reg. No.: 35,124  
Tel. No.: 864-250-2238  
Fax No.: 803-255-9831  
Customer No.: 45850



Signature of Practitioner  
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U.S.